

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

Civil Action No. 04-10996 RWZ

*****)
HARVEY HOLMES and)
ANNE HOLMES,)
Plaintiffs,)
)
v.)
)
VOLVO TRUCKS NORTH)
AMERICA, INC., and)
ANDCO, INC.)
Defendant.)

FILED
 CLERK'S OFFICE
 2005 MAY 13 P 1:05
 U.S. DISTRICT COURT
 DISTRICT OF MASS

JOINT MOTION TO EXTEND RULE 16 CONFERENCE DATES

The parties in this matter hereby move the court to extend the deadlines established by the court at the Rule 16 conference by 60 days. In support thereof, the parties state that this is a product liability action involving the plaintiff's having allegedly suffered severe injuries while operating a heavy truck manufactured and sold by defendants; that they have in good faith been attempting to complete all factual discovery by the current May 15, 2005 deadline, however, some factual discovery remains to be completed; and that there has been a delay in being able to complete factual discovery due to the defendants' experiencing substantial difficulty in locating either the truck involved or the allegedly defective parts of the truck.

The parties believe that an extension of the Rule 16 Conference deadlines by 60 days would allow for completion of the required tasks. As such, the parties respectfully request that the Rule 16 deadlines be extended to the following:

- A. Non-expert discovery to be completed by July 15, 2005.
- B. Plaintiffs' Rule 26 disclosure of expert information to be served by July 15, 2005.

- C. Defendants' Rule 26 disclosure of expert information to be served by August 15, 2005.
- D. Expert discovery, including depositions, to be completed by October 1, 2005.
- E. Pre-Trial Conference to be scheduled by the court for October, 2005.

HARVEY HOLMES

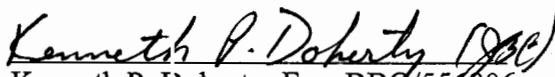
ANNIE HOLMES

By their attorneys,

VOLVO TRUCKS NORTH AMERICA, INC.

ANDCO, INC.

By their attorneys,



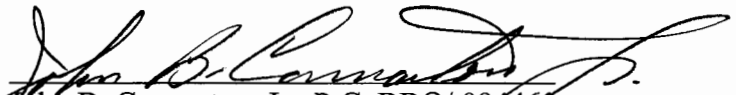
Kenneth P. Doherty, Esq., BBO/556806

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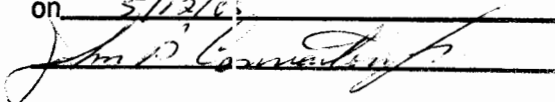
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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above document was served upon the attorney of record for each other party by mail (by hand) on 5/12/05



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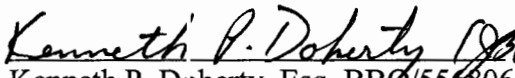
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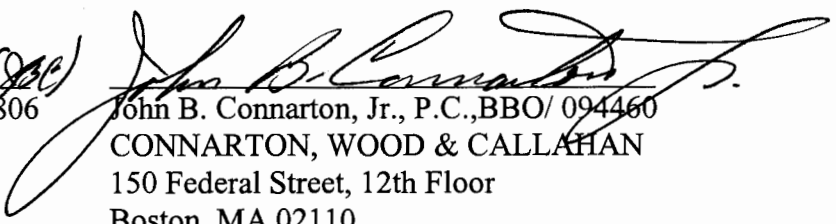

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